

Local litigation firms

Highly recommended

Hunton & Williams
 Kaufman & Canoles
 LeClairRyan
 McGuireWoods
 Troutman Sanders
 Willcox & Savage

Recommended

Christian & Barton
 Goodman Allen & Filetti
 Hogan & Hartson
 Latham & Watkins
 Morris & Morris
 Williams Mullen
 Woods Rogers
 Venable

Virginia

With its close proximity to the District of Columbia, Northern Virginia hosts a number of satellite offices for some of the world's leading firms. Local litigation powers, however, choose to reside farther south in cities such as Norfolk, Richmond, Tysons Corner and Virginia Beach. Many of the local entities have begun to branch out of Virginia and across the country, but others have decided to keep to a smaller size and focus on more intimate client service.

Highly recommended firms

National powerhouse **Hunton & Williams** “leads the pack” of litigators, according to peers, who say the group is “talented” and “on another level” in comparison to competitors. The firm pulls resources from 12 domestic offices and a pair of litigators in London, but its stronghold remains in its home state of Virginia where it serves as resident for 111 litigators. The firm has particular expertise in intellectual property. A group featuring partners from the Richmond, District of Columbia and Miami offices, including **Maya Eckstein**, won a \$31 million jury verdict on behalf of Energy Transportation Group in the US District Court of Delaware for patent infringement. Competitors say Eckstein is “one of the true young talents in the state.” Peers recognize **Thomas Slater** for his experience on a variety of complex litigation matters. Recently Slater represented Georgia Pacific in class action cases brought by Oriented Strand Board alleging price fixing operations in violations of Section 1 of the Sherman Act. Slater achieved favorable settlements in both class action cases brought by the plaintiffs.

Competitors call **Edward Fuhr** “an important and powerful part of their team” and recognized Fuhr’s expertise in securities law. In January 2008, Fuhr defended Dynex Capital before the US Court of Appeals for the Second Circuit over a decision to dismiss a securities fraud class action against two corporate officers accused of misleading investors. If the ruling is affirmed it will create a circuit split that will present an attractive candidate for review by the Supreme Court. A member of the 30-litigator McClean office, **Sona Rewari** has “proven to be a really good lawyer” peers say. With federal, state and appeals court experience, Rewari is recognized by peers for good reason. Her business tort and shareholder expertise puts her in good company with the rest of the firm’s financial litigators.

Thomas Cawley is a local practitioner at the firm. Cawley has argued more than 35

cases in the US Court of Appeals for the Fourth Circuit and Virginia Supreme Court for clients regarding trademark, construction and constitutional law.

Kaufman & Canoles is lauded as “one of our only competitors” by other highly recommended partners. Sources say the firm’s “sophisticated” and “clever” approach to litigation is just one reason why it should be listed among the best in the state. Clients note the group’s ability to avoid litigation through alternative dispute resolution and settlement, but also its preparation for inevitable trials.

The group’s white-collar practice was specifically noted by competitors as “the best” in the state, pointing out **Hunter Sims** as the leading star of the group. Sims’ experience extends to more than 100 trials in federal and state courts. A fellow of the American College of Trial Lawyers, Sims served as assistant US attorney in the Eastern District of Virginia before coming to the firm more than 30 years ago.

Elizabeth McMahon earned specific praise from peers as a trust, estate and fiduciary litigation expert, but it is her ability to try a number of issues that appeals to clients. Her experience in Virginia includes breach of contract, patent infringement, white-collar and environmental experience. **Jason Davis** also earned admiration by peers as a go-to health care attorney. Davis’ experience in the field includes more than 17 years of state and federal malpractice defense in Virginia and North Carolina. He successfully defended an emergency physician in a wrongful death claim in federal court recently, and regularly counsels hospitals and doctors through specific and complex health care related issues.

Richmond-based **LeClairRyan** proves its litigation might with eight Virginia offices and a growing number outside the state including the District of Columbia, Massachusetts, Michigan, New York and New Jersey. The firm prides itself on the newfound ability to staff cases across state

“Edward Fuhr is deemed ‘an important and powerful part of their team’ by competitors who recognized Fuhr’s expertise in securities law.”

-Hunton & Williams

Local litigation stars

Everette Allen
LeClair Ryan

David Anthony
Troutman Sanders

Bruce Bishop
Willcox & Savage

William Broaddus
McGuireWoods

Thomas Cawley
Hunton & Williams

Donald Clark
Williams Mullen

Calvin Fowler Jr
Williams Mullen

Edward Fuhr
Hunton & Williams

Warren David Harless
Christian & Barton

William King
McGuireWoods

Craig Merritt
Christian & Barton

James Morris
Morris & Morris

Stephen Northup
Troutman Sanders

Rosewell Page
McGuireWoods

Russell Palmore
Troutman Sanders

James Roberts
Troutman Sanders

Robert Rolfe
Hunton & Williams

Conrad Shumadine
Willcox & Savage

Hunter Sims
Kaufmann & Canoles

Charles Sims
LeClairRyan

Thomas Slater
Hunton & Williams

Michael Smith
Christian & Barton

Anne Marie Whittemore
McGuireWoods

borders. In its recent bankruptcy representation of a major client, the firm staffed throughout Virginia and into its Michigan and New Jersey offices.

Recent growth has not taken its focus off the local marketplace. Names like **Charles Sims** and **Everette Allen** are proclaimed “true stars” and “incredibly smart” by peers. As head of the commercial litigation and business litigation practices, Sims regularly finds himself in federal and state court defending clients in a variety of claims including professional malpractice, breach of contract, fraud and Employment Retirement Income Security Act matters. One client describes Sims as “one of the best lawyers I’ve ever seen in the courtroom.” Peers describe Allen as “very good” and “one of our true competitors.” Allen represented the City Council of Richmond against Mayor

state, but his numerous arguments in front of the US Courts of Appeals along with the Virginia and US Supreme Courts lend his practice a respect few reach in Virginia. Along with an extensive government contract and constitutional practice, Broaddus also finds himself defending commercial credit, public finance, libel and land use clients.

William King’s products liability practice brings diversity to the strong banking litigation firm. With extensive experience dating back more than 20 years, King’s primary representation includes automobile manufacturers and automotive components manufacturers. **Roswell Page** joins King as a member of the experienced products liability team. Page has fought cases in some of the country’s toughest and most important states including Virginia, Texas, South Carolina, Kentucky and Alabama. His clientele list is

“Stephen Northup’s lender liability practice gained respect from peers who say Northup is ‘brilliant’ and ‘very smart in the courtroom.’ Northup also has experience in securities and energy industry disputes arising out of contract and purchase matters.”

-Troutman Sanders

Douglas Wilder, asserting he exceeded the scope of his authority by removing employees that state law and the City Charter empowers solely to the City Council. The Richmond Circuit Court affirmed the group’s case, granting summary judgment to the City Council.

Despite the firm’s growth, adding more than 20 partners to the litigation team over the past year, the firm still prides itself on personal relationships with their clients. The clients agree, calling LeClairRyan “our go-to firm in Virginia,” and proclaiming “they get good results and their lawyers have been excellent every time we use them.”

Tracing its roots back to the partnership of Charlottesville lawyers Geroge Perkins and Egbert Watson in 1870, **McGuireWoods** has built itself into an international power with 17 offices across three countries. The firm has remained true to its roots, building a stable crop of lawyers out of the four Virginia offices, including its largest in Richmond which handles a range of litigation services including antitrust, banking, government contracts, intellectual property, products liability and securities, as well as a stable of more than 15 appeals attorneys. **Anne Marie Whittemore** garnered recommendation for her extensive appellate practice that covers corporate, securities, environmental and constitutional litigation. A former chair of the Federal Reserve Bank of Richmond and president of the Richmond Bar Association, Whittemore is more than capable as a banking and accountants defense lawyer.

Former Virginia Attorney General **William Broaddus** is a well-known name around the

just as broad ranging form automotive manufacturers to nuclear steam supply systems developers. Page’s practice is “one of the best in the state, if not the country,” according to peers.

Troutman Sanders made its foray into Virginia later than most of the highly recommended firms, not establishing its first office until 1986. But it became “a growing presence,” according to peers. Led by the 19-partner complex litigation group in Richmond, the firm has three additional offices in Tyson’s Corner, Norfolk and Virginia Beach. The litigation group consistently works on cutting edge matters ranging from corporate governance to the subprime mortgage crisis. With its ability to cross state and national borders to perform multi-district litigation, Troutman Sanders is leading the way on the most innovative matters in the country.

David Anthony’s practice falls in line with the firm’s foremost standards. Anthony regularly works with consumer credit, banking and finance clients. He recently represented a national credit reporting agency and related consumer finance entities against claims in more than 80 federal court cases under the Fair Credit Reporting Act, Fair Debt Collections Practices Act, Equal Credit Opportunity Act and the Virginia Consumer Protection Act. **Stephen Northup’s** lender liability practice gained respect from peers, who say Northup is “brilliant” and “very smart in the courtroom.” Northup also has experience in securities and energy industry disputes arising out of contract and purchase matters. **Russell Palmore** is

Future stars

Patrick Blake
Willcox & Savage

Turner Broughton
Williams Mullen

Adam Casagrande
Williams Mullen

Jason Davis
Kaufman & Canoles

Maya Eckstein
Hunton & Williams

Matthew Green
Morris & Morris

Michael Katchmark
Willcox & Savage

Elizabeth McMahon
Kaufman & Canoles

Sona Rewari
Hunton & Williams

recognized as a products liability “genius,” who often finds himself in courtrooms outside of Virginia fighting asbestos and related matters. The original chairman of the firm’s product liability practice group, Palmore also represents CSX transportation, an institutional client for more than 25 years.

James Roberts developed a considerable white-collar practice in his more than four decades as a trial lawyer. Roberts’ experience includes successful defense of a state senator charged with 21 mail fraud and conspiracy charges and another state senator charged with conspiracy, bank fraud, perjury and obstruction of justice charges. Throughout his career, Roberts has handled numerous cases in state, federal and appellate courtrooms.

Virginia litigation leader **Willcox & Savage** prides itself on an ability to understand client’s business and looks out for their best interest over the long term. Partners and clients agree the day-to-day interaction between them often results in favorable settlements of judgments. With a client list including **AIG**, **Exxon Mobile**, **Norfolk Southern** and **HSBC**, **Willcox & Savage** is a firm corporations go back to with issues. Peers recognize **Bruce Bishop** as an “excellent” products liability litigator and someone they “don’t like to see on the other side of things because he is that smart.” Bishop’s recent representation includes **Lincoln Electric Company** and **Hobart Brothers** in Delaware and Philadelphia respectively. Peers also recognize **Conrad Shumadine** as an impressive general commercial litigator with a specialization in antitrust matters. His recent representations include hospitals about potential mergers, commodities producers about US antitrust regulations of an international venture and a automobile manufacturer regarding distribution issues.

Patrick Blake is recognized by his fellow partners as a litigator with “a forte in writing briefs for environmental claims.” Blake has tried more than 30 jury cases to verdict representing construction, mining and trucking clients. He also has experience working active tort defense cases in the US Virgin Islands. **Michael Katchmark** is singled out by partners as someone “I would trust my most important clients to.” Clients say he is “very responsible with our cases.” With a focus on construction and trade litigation, Katchmark’s cases include issues relating to the Fair Credit Reporting Act, Fair Debt Collections Practices Act, and consumer contract claims.

Recommended firms

Christian & Barton maintains a variety of litigation services for clientele around the region. Located in Richmond, the firm works with government entities, nonprofit organizations and individuals involved in technology business, real estate, bank and health care matters. Peers recommended

Warren Harless, leader of the firm’s employment practice group, as an significant member of the **Christian & Barton** litigation team. Representing corporations in the US Court of Appeals for the Fourth Circuit, as well as the US District Court of Virginia, Harless has a range of capabilities at his disposal. **Craig Merritt** earned praise from competitors for his antitrust and intellectual property combination. His recent representation of a railway company in contract disputes, in addition to his defense of the media industry in defamation actions are just two examples of his diverse practice. **Michael Smith** chairs the firm’s litigation practice and is another in a long line of general commercial litigators able to tackle any case offered to the firm. Smith has experience representing a number of corporate, products liability and healthcare clients including railway companies, airport authorities and aircraft manufacturers.

The depth of litigation boutique **Goodman Allen & Filetti** translates through three Virginia offices in Richmond, Norfolk and Charlottesville. The firm knows their clients’ businesses, which range from hospitals to manufacturers to authors and artists. Described by peers as “a firm that really should be on the recommended list,” **Goodman Allen & Filetti** has 18 litigation partners focusing on an eclectic mix of practices.

Founding member **Dante Filetti** uses the experience he picked up serving as judge advocate general’s Corps of the US Navy in Norfolk. With 25 additional years of civil litigation experience working with professional liability, real estate and health care clients, Filetti exudes the diversity of each of the firm’s partners.

Despite its size, the six-partner litigation office at **Hogan & Hartson** stationed in **McClean** remains powerful in local and national courtrooms. Playing off the firm’s national strength in 25 offices across the globe, **Hogan & Hartson** accomplishes results some Virginia law firms dream about. Virginia litigators recently won a \$3.3 million verdict in highly contested pre-foreclosure scheme case. Representing a homeowner, the firm proved a group of management agents defrauded its client and wrongfully purchased her home for a fraction of its value. **Emily Yinger** is the managing partner of the office and focuses on multidistrict litigation matters concerning health care and pharmaceutical product development. Yinger’s capabilities also carry over into intellectual property, trade secret, software and hardware matters.

Similar to **Hogan & Hartson**, the **Latham & Watkins** litigation group is small, but mighty. With a team of only three litigators, the Virginia office handles a sufficient amount of securities matters for the firm. **Laurie Smilan** acts as co-chair for the international securities litigation and professional liability practice groups. Sources

say she is “a very important member of Latham’s group.” Smilan has more than 50 securities class action cases to her name, as well as derivative actions and internal investigations. Her clientele list includes AES Corporation, Bally Total Fitness, Boeing, The Carlyle Group and Dell Computer Corporation.

The seven-partner litigation boutique of **Morris & Morris** prides itself as a trial law firm representing clients in an array of litigation matters including product liability, insurance, transportation, labor, employment and retail. Peers say its “expertise” lies in construction litigation and the firm leaders **James Morris** and Phillip Morris “have a national reputation as great litigators.”

Client service is important to the firm who aids Proctor & Gamble, Altec Industries and Allied Waste Industries, among others. The group offers immediate assistance to clients. One source said they counseled a client at 2 am after the client had been involved in a automobile accident on Virginia’s famed I-83.

Williams Mullen uses a litigation strategy designed around distributing cases to attorneys based on ability, not office. The group’s

expansion across Virginia, North Carolina and the District of Columbia give it a distinct ability to combine banking clients, such as BB&T, in North Carolina with lawyers in Virginia. Sources say the “top-notch, client-first” service is unique to firms of Williams Mullen’s size.

Peers recommend litigation chairman **Calvin Fowler Jr** for his diverse practice and “amazing” skill set in the courtroom. With numerous Fortune 500 clients and multiple million dollar judgments, Fowler can handle almost any case in any courtroom in Virginia. Peers also say **Donald Clark** is a “distinguished” member of the Virginia bar. A trial attorney for more than 40 years, Clark regularly works jury and bench trials in state and federal courts for construction, land use and real estate clients.

Woods Rogers is a full-service group with five offices spread far and wide across Virginia. The litigation group of 22 lawyers defends clients in a variety of financial law categories including insurance, communications and antitrust law. Firm litigation chair Mark Loftis has more than 15 years experience at the firm focusing primarily in product liability and insurance

law. Loftis regularly counsels product manufacturers, retailers and utility companies in state and federal courthouses. Peers also commend Daniel Brown for his more than 37 years of dedicated litigation experience in Virginia. A member of the firm since 1966, Brown has seen bench trials, arbitrations mediations, jury trials and appeals come across his desk.

With one of the largest and most complex litigation groups in the country, **Venable** makes its first appearance in the Virginia rankings. Other offices are located in the District of Columbia, California, Maryland and New York, but the Virginia office gives the firm a litigation prowess recognized by peers as “very good.” William Walsh Jr gains respect for his more than 30 years of federal and state government litigation experience. A former Department of Defense lawyer, Walsh now focuses his practice on government contract-related litigation. He represents clients nationally and locally in bid protest issues before federal and state judges. Recently, Walsh served as lead counsel on numerous protest matters involving several billion dollars in contract value.

Independence in Virginia Courts

Turner A. Broughton, Williams Mullen

Virginia state courts, as well as the US Court of Appeals for the Fourth Circuit, have a long history of independence. For example, Virginia state courts' independence is, reflected in the lack of any formal rules of evidence, as well as by rules and rulings that make motions for summary judgment rare in Virginia. Set forth below are two rulings from this past year that affirm these courts' independence.

Virginia State Courts Continue to Disfavor Summary Judgment

Virginia jurisprudence demonstrates a long-standing aversion to summary judgment. One needs to look no further than Rule 3:20 of the Rules of the Virginia Supreme Court and Virginia Code § 8.01-420, both of which bar the use of deposition testimony and affidavits in support of a motion for summary judgment, to see this aversion. Virginia state court procedure is such that, in most cases, there is no meaningful opportunity to dispose of a case prior to trial, even when the undisputed facts and law unquestionably support the dismissal of a party's claims or defenses. The Virginia Supreme Court reaffirmed its aversion to summary judgment, while at the same time making the early disposition of a case more difficult earlier this year in *Lloyd v Kime*.

In *Lloyd*, the defendant relied on deposition testimony in support of a motion *in limine* to exclude the plaintiff's expert. The trial court granted the defendant's motion to exclude the expert. Subsequently, the defendant moved for summary judgment, arguing the plaintiff could not prevail on the merits because he now lacked an expert who was critical to establishing the plaintiff's case. The trial court granted defendant's motion for summary judgment, and the plaintiff appealed the trial court's ruling.

On appeal, the Virginia Supreme Court wrote that, absent acquiescence on the part of the plaintiff, the defendant was not permitted to use deposition testimony in support of his motion *in limine* because it essentially acted as a motion for summary judgment. At the same time, the Virginia Supreme Court held that the plaintiff was permitted to use deposition testimony to *oppose* a motion for summary judgment.

The *Lloyd* opinion makes the early disposition of a case more difficult. Nevertheless, the *Lloyd* opinion leaves a party with three options. First, a party may seek a hearing to put on live testimony in support of a motion *in limine*. If the party prevails on a motion *in limine* based on live testimony, *Lloyd* does not exclude a party from then moving for summary judgment. Second, the *Lloyd* opinion does not exclude a party from relying on deposition testimony in support of a motion *in limine* so long as the party never files a motion for

summary judgment. Tactically, exclusion of the expert is beneficial because it may result in a plaintiff using his or her non-suit, or force the parties to look at settlement positions differently if exclusion of the expert is fatal to a party's position, particularly given that the summary judgment motion will become a motion to strike at trial. The final and least beneficial of the alternatives presented by *Lloyd* is to *voir dire* the expert at trial. Doing so strips a party of the leverage that the pretrial exclusion of an expert creates, while forcing the parties to endure the risk and expenses associated with trial.

Companies Should Not Place Too Much Weight On A Single-Digit Punitive Damages Ratio in the Fourth Circuit

In *EEOC v Federal Express*, the US Court of Appeals for the Fourth Circuit upheld a punitive damages award that exceeded the single-digit ratio between punitive and compensatory damages, finding the award did not violate the Due Process Clause of the Fifth Amendment. In *Federal Express*, the Equal Employment Opportunity Commission recovered \$8,000 in compensatory damages and \$100,000 in punitive damages on behalf of a former FedEx package handler for whom FedEx had failed to provide reasonable accommodations under the Americans with Disabilities Act. FedEx appealed, arguing, in part, that the punitive damages award violated the Due Process Clause because it exceeded a single-digit ratio. Relying on the US Supreme Court's admonition that there is no bright line ratio for punitive damages awards, the Fourth Circuit found the award constitutional. In doing so, the Fourth Circuit noted that the punitive damages award, when combined with the compensatory damages award, was less than the \$300,000 statutory cap on the damages available to the plaintiff.

In *Federal Express* the Fourth Circuit has followed a number of other state and federal courts such as *Matias v Accor Economy Lodging* in finding that punitive damages awards exceeding a single-digit ratio do not violate the Fifth and Fourteenth Amendments in certain circumstances. There is little doubt that the Fourth Circuit upheld the punitive damages award in *Federal Express* because the compensatory and punitive damages awards were relatively small. The Fourth Circuit may have reached a different result if there had been \$8 million in compensatory damages and \$100 million in punitive damages award. Nevertheless, *Federal Express* underscores the need to analyze the issue of punitive damages on a case-by-case basis and to not place too much weight on the ratios set forth in *BMW v Gore* and *State Farm Auto Insurance v Campbell* in evaluating its potential recovery or exposure.



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Other offices

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Website: www.williamsmullen.com

Litigation Department Chair: Calvin W “Woody” Fowler, Jr

Litigation Section profile:

When a business is threatened by a significant legal issue – whether a Sarbanes-Oxley investigation, a contractual dispute, an antitrust concern, a class action or a question of intellectual property rights – it can be difficult to go on with business as usual. When the stakes are high, clients count on the litigation attorneys at Williams Mullen to aggressively represent their interests whether in negotiations, mediation, arbitration or court.

Known throughout the Southeast and Mid-Atlantic regions as a highly capable commercial litigation law firm, Williams Mullen has the resources necessary to handle litigation issues of any size or level of complexity. Our litigation practice, one of the largest practice areas in our firm, is comprised of trial attorneys with experience representing closely-held businesses and large, publicly traded companies in state and federal courts and in a variety of administrative and arbitration forums. When the situation calls for a creative legal solution, clients depend on Williams Mullen’s seasoned and skilled litigation attorneys to resolve their business issues – vigorously and efficiently.

Our trial attorneys have a broad range of general commercial litigation experience and create winning outcomes for clients in trials before judges or juries, in arbitrations or at the settlement table. Drawing on the knowledge and talents available in our offices throughout North Carolina, Virginia and Washington, DC, we can create a team of litigation attorneys with specific experience and expertise in a variety of substantive legal areas, including administrative and regulatory proceedings, antitrust, appellate practice, certificate of need, class actions, construction, ERISA and employee benefits, fiduciary law, financial services, franchising and distribution, government contracts, government and white collar investigations, insurance coverage, intellectual property, labor and employment, land use and eminent domain, long-term care facilities, product liability and mass tort and real estate.

Making the most of current and cutting-edge legal technologies, Williams Mullen’s litigation attorneys are dedicated to effectively and efficiently resolving our clients’ litigation issues. Our reputation for preparedness and responsiveness is well established. Where other firms may struggle to meet expectations, Williams Mullen regularly exceeds them. Our depth of knowledge and experience, commitment to quality throughout every level of the firm and plethora of resources across multiple office locations all combine to create an unparalleled experience for our business law clients.

Firm profile

With more than 325 attorneys practicing in 12 offices throughout North Carolina, Virginia, Washington, DC and in London, Williams Mullen provides comprehensive legal services to regional, national and international clients. Our clients include multinational *Fortune 500* companies, other publicly-traded companies, private family-owned businesses, nonprofit organizations and government entities. Close working relationships with clients have been the foundation of Williams Mullen’s progressive approach to the practice of law since the firm was founded nearly 100 years ago.

Williams Mullen brings together teams by drawing on the resources of not just one but all of our offices. Legal needs determine how we structure an individual client’s team. Attorneys versed in over 30 different practice areas allow us to assemble versatile and formidable teams. Our technology and staff are configured to support our teams within offices, between offices and in every relationship with our clients.

Williams Mullen pledges to put the needs of clients in the forefront of our decision making when implementing new technologies. By utilizing innovative technology to provide superior service, we enhance the attorney-client relationship. It is our goal to offer secure, real-time solutions to clients enabling flexibility in the knowledge sharing process. Our firm invests in collaborative knowledge management systems that aid in our ability to conduct day-to-day business productively while allowing full compatibility with clients, courts and agencies.

For any legal need, we strive to collaborate with our clients to achieve their unique strategic business objectives. At Williams Mullen, each client is truly a partner.

TURNER A BROUGHTON



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Turner Broughton focuses his practice on consumer class actions, nursing home litigation and complex and general business litigation. Mr Broughton also has extensive experience in mass tort actions, with particular emphasis on asbestos and MTBE. In the course of his practice, Mr Broughton has handled all aspects of civil litigation in state and federal courts from California to Florida, including written discovery, deposition of fact and expert witnesses, development of expert testimony, motions practice, trial practice (bench and jury) and appellate practice. In addition to litigation, Mr Broughton's practice includes alternative dispute resolution. He has both arbitrated and mediated disputes successfully on a wide variety of matters. Mr Broughton is a member of the Virginia State Bar, the American Bar Association, the Defense Research Institute and the Virginia Association of Defense Attorneys. Mr Broughton is president-elect of the Virginia Bar Association's Young Lawyers Division. In 2008, Mr Broughton participated as a speaker at the Virginia Law Foundation's CLE on recent developments in Virginia civil litigation. Mr Broughton is actively involved with the Richmond Sports Backers as a member of its board of directors.

Mr Broughton has been recognized by *Virginia Business* magazine and named to its list of "Legal Elite". In addition, Mr Broughton has been named one of the top up-and-coming lawyers in the state by *Virginia Super Lawyers Rising Stars* magazine.

Mr. Broughton is licensed to practice before the US Court of Appeals for the Fourth Circuit, the US District Court for the Eastern District of Virginia and the US District Court for the Western District of Virginia.

Mr Broughton received his bachelor of arts degree from the College of William and Mary. He received his juris doctor degree, *cum laude*, from the University of Richmond School of Law.



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Adam Casagrande focuses his practice on commercial and corporate litigation matters, including business and contract disputes, construction, commercial lease and real estate matters and intellectual property disputes. As a trial attorney, Mr Casagrande frequently appears in Virginia circuit courts, the US District Courts for the Eastern and Western Districts of Virginia, and has argued before the Supreme Court of Virginia. In addition to trial work, Mr Casagrande's practice includes alternative dispute resolution. He has both arbitrated and mediated disputes successfully on a wide variety of matters. Before joining the firm, Mr Casagrande served as a law clerk to the Honorable A. Christian Compton, Justice of the Supreme Court of Virginia.

Mr Casagrande has been named one of the top up-and-coming lawyers in the state by *Virginia Super Lawyers Rising Stars* magazine and named one of the "Legal Elite" by *Virginia Business* magazine. He is a member of the Virginia State Bar and the Norfolk and Portsmouth Bar Association, where he served on the Bench Bar Committee. Mr Casagrande is an active member of Young Professionals of Hampton Roads and volunteers as a member of the YWCA of South Hampton Roads Property Committee.

Mr Casagrande is the author of *Recovery of Attorney Fees Addressed in Contracts*, which appeared in *Inside Business* magazine.

Mr Casagrande received his bachelor of arts degree in history from James Madison University. He received his juris doctor degree from the Marshall-Wythe School of Law at the College of William and Mary.



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Don Clark has served as a trial attorney in Virginia since 1968 and has participated in numerous jury and non-jury trials, arbitration proceedings and administrative hearings. He has represented and defended corporations, small businesses, individuals and local and state government agencies in contract disputes, commercial and real estate matters, product liability and negligence actions, securities fraud and antitrust, eminent domain, environmental and civil rights litigation.

He is a fellow of the American College of Trial Lawyers, has held the Martindale-Hubbell Legal Directory's highest rating since 1980, and has been continuously listed in *The Best Lawyers in America* since 1991. He is recognized as a leading litigation attorney in the United States by *Chambers USA*. He has been selected as one of the top attorneys in the Commonwealth of Virginia by *Virginia Business* magazine and has been named a "Super Lawyer" for Business Litigation by *Virginia Super Lawyers* magazine. He is a permanent member of the Judicial Conference of the US Court of Appeals for the Fourth Circuit. He also is a member (Master) of the James Kent American Inn of Court, and a fellow of the Virginia Law and American bar foundations. In 2004, Mr Clark received the Distinguished Service Award from the Virginia Beach Bar Association.

He is admitted to practice before the US Supreme Court, US Tax Court, US District Court for the Eastern District of Virginia, US Court of Appeals for the Fourth Circuit, US Court of Federal Claims and US Court of Appeals for the Federal Circuit. He is a member of the Litigation sections of the American Bar Association and the Virginia State Bar and has served on the board of governors for the Construction Law Section of the Virginia State Bar. He has been a member of the Virginia State Bar Disciplinary Board, the chairman of the Second District Ethics Committee and has been appointed by the Virginia Supreme Court to the Medical Malpractice Review Panel. He has written and lectured on a variety of legal topics and is the co-author of *Virginia Construction Law*.

In 1972, he co-founded Clark & Stant which, under his direction, merged with Williams Mullen in 1999 to create one of the largest law firms in Virginia.

Mr Clark is a graduate of the United States Naval Academy and the George Washington University School of Law.



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Woody Fowler's practice includes complex commercial litigation, consumer class actions, government investigations, health care litigation, business torts, products liability, insurance coverage and professional liability. He is also experienced in alternative dispute resolution and serves as an arbitrator and mediator through Arbitration Associates, Inc.

Mr Fowler has handled and tried litigation matters in state and federal courts throughout Virginia as well as in numerous other states. He has defended multimillion-dollar bad faith, defamation, Lanham Act, nursing home and assisted living facility and products liability suits, including toxic tort suits. He also defended consumer class actions and attorney general investigations.

He has lectured at continuing legal education seminars throughout Virginia and is the author of "Applications and Implications of the Economic Loss Rule", an article published in the *Journal of Civil Litigation*.

Mr Fowler was admitted to practice in the Commonwealth of Virginia in 1987. He is a member of the Richmond, Virginia and American bar associations, the Virginia State Bar and the Defense Research Institute. He has served on the board of directors of the Virginia Association of Defense Attorneys and served as chairman of its Commercial Litigation Section from 1994 to 1996. In 2000, Mr Fowler was identified by *Inside Business* magazine as one of Richmond's top "Forty Under 40". He is listed in *The Best Lawyers in America* and has been named one of Virginia's "Legal Elite" by *Virginia Business* magazine and a "Super Lawyer" for General Litigation by *Virginia Super Lawyers* magazine.

Mr Fowler earned his law degree in 1987 and his bachelor of arts degree in 1984, both from the University of Virginia. He is a member of Phi Beta Kappa.



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